

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

In re	)	
	)	
STEPHANIE ENTELES-DUVAL,	)	Case No. 14-22422-RDD
	)	Chapter 7
Debtor.	)	
	)	
SPITZER ENGINEERING LLC,	)	
	)	
PLAINTIFF,	)	
v.	)	Adversary P. No. 14-08241-RDD
	)	
STEPHANIE ENTELES-DUVAL,	)	
	)	
DEFENDANT.	)	
	)	

**STIPULATION AND ORDER**

WHEREAS, Stephanie Enteles-Duval (the “Debtor”) filed a voluntary petition for relief under chapter 7, title 11 of the United States Code (the “Bankruptcy Code”) on April 4, 2014;

WHEREAS, Mark S. Tulis of Oxman, Tulis, Kirkpatrick, Whyatt & Geiger was appointed as chapter 7 trustee (the “Chapter 7 Trustee”);

WHEREAS, on June 11, 2014, Spitzer Engineering LLC (the “Plaintiff”) filed the *Complaint Objecting to Discharge* [Adv. Pro. Docket No. 1] (the “Complaint”)<sup>1</sup>, pursuant to which the Plaintiff objected to the discharge of the Debtor, on the grounds that the Debtor obtained funds from the Plaintiff by embezzlement and/or larceny while in the Plaintiff’s employ;

WHEREAS, the Debtor does not dispute the allegations in the Complaint, including the nondischargeability of the Remaining Debt.

NOW, THEREFORE, IT IS HEREBY STIPULATED, AGREED AND ORDERED, as follows:

<sup>1</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Complaint.

1. The Remaining Debt is nondischargeable pursuant to section 523(a)(4) of the Bankruptcy Code, and the Debtor shall not receive a discharge for any portion of the Funds, including the Remaining Debt.

2. This adversary proceeding is hereby resolved in accordance with this Stipulation and Order.

3. The Court shall retain jurisdiction with respect to any matters, claims, rights, or disputes arising from or related to the implementation of this Stipulation and Order.

**ARLENE GORDON-OLIVER, P.C.**

By: /s/ Arlene Gordon-Oliver

Arlene Gordon-Oliver

199 Main Street

Suite 203

White Plains, NY 10601

*Attorneys for the Debtor*

July \_\_, 2014

**MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.**

By: /s/ John H. Bae

Jeffrey A. Moerdler

John H. Bae

Kaitlin R. Walsh

666 Third Avenue

New York, New York 10017

P: (212) 935-3000

Email: jamoerdler@mintz.com

Email: jhbae@mintz.com

Email: krwalsh@mintz.com

*Attorneys for Spitzer Engineering, LLC*

July \_\_, 2014

**STEPHANIE ENTELES-DUVAL**

By: /s/ Stephanie Enteles-Duval

Stephanie Enteles-Duval

Debtor

July 9, 2014

**SPITZER ENGINEERING, LLC**

By: /s/ Bernard Spitzer

Bernard Spitzer

Manager

July \_\_, 2014

**OXMAN, TULIS, KIRKPATRICK,**

**WHYATT & GREIGER**

By: /s/ Mark S. Tulis

Mark S. Tulis

120 Bloomingdale Road  
White Plains, NY 10605

*Chapter 7 Trustee*

July 10, 2014

**IT IS SO-ORDERED:**

July 11, 2014

White Plains, New York

/s/Robert D. Drain  
THE HONORABLE ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE